

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

Crl.Rev.Pet.No. 899 of 2007

**CRA.605/2005 of ADDL.SESIONS COURT FAST TRACK -i(ADHOC),
ALAPPUZHA**

CC.346/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II,ALAPPUZHA
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REVN. PETITIONER: APPELLANT/ACCUSED:

**JAYAMOHAN, S/O.G.MADHAVAN NAIR,
CHENNADA HOUSE, PONNADU P.O.,
MANNANCHERRY, ALAPPUZHA.**

**BY ADV. SRI.R.BINDU (SASTHAMANGALAM)
SRI.M.SUNILKUMAR**

RESPONDENTS: COMPLAINANT & STATE:

**1. C. SAHAJIMON, S/O. C. SANDHU,
CHAITHANYA, NEAR SAMUHA MADOM,
MULLACKAL, ALAPPUZHA.**

**2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

R2 BY PUBLIC PROSECUTORMR. AMJAD ALI

**THIS CRIMINAL REVISION PETITION HAVING COME UP FOR
ADMISSION ON 15/03/2007, THE COURT ON THE SAME DAY PASSED
THE FOLLOWING:**

K.R. UDAYABHANU, J.

CRL.R.P.NO.899 of 2007

DATED THIS THE 15th MARCH 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo imprisonment till the rising of the court and to pay a compensation of Rs.80,000/- to the complainant under Section 357(3)Cr.P.C. and in default to undergo simple imprisonment for four months. The accused is also ordered to pay cost of Rs.2,000/- to the complainant, which if not paid the accused shall undergo simple imprisonment for a further period of 15 days under Section 359 Cr.P.C. The revision petitioner has only sought for time to pay the amount.

In the circumstances, the revision petitioner is granted five months time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate-II, Alappuzha on 14-8-2007 to receive sentence. Non-bailable warrant is not to be executed in the meantime. The Crl.revision petition is disposed of accordingly.

ks.

K.R.UDAYABHANU, JUDGE

CRMC

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